



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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IN RE APPLICATION

AVEN ET AL.

SERIAL NO. 09/491,708

FILED: JANUARY 26, 2000

FOR: NON-AQUEOUS EMULSIFYABLE CONCENTRATE FORMULATION

MAIL STOP: ISSUE FEE

CONFIRMATION No.: 8959

GROUP ART UNIT: 1616

EXAMINER: ALTON N. PRYOR

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Alexandria, Va 22313-1450, on:

November 19, 2004

Date of Deposit

Person Making Deposit

Signature

Date of Signature

HERBERT B. KEIL

Herbert B. Keil

November 19, 2004

LETTER ACCOMPANYING AMENDMENT AFTER ALLOWANCE (37 CFR §1.312)

Sir:

1. Please make the amendments shown in the attached papers in the application in the:
☐ abstract ☐ specification ☐ drawings ☒ claims
2. Type of Amendment:
☒ Correction of formal matters. As shown in the remarks of the attached papers these
(1) are needed for proper disclosure or protection of the invention and
(2) require no substantial amount of additional work on the part of the PTO.
☐ Other (affects the disclosure, the scope of any claim or adds a claim). As shown in the remarks in the attached paper there is stated the reason
(1) why the amendment is needed;
(2) why the proposed amendment or new claim(s) require no additional search or examination;
(3) why the claims are patentable, and
(4) why they were not earlier presented.
3. The issue fee
☒ has not been paid. ☐ is paid separately herewith. ☐ was paid on ____.
4. ☒ The Commissioner is hereby authorized to charge any fee which may be further required, or credit any over payment to Deposit Account No. 11.0345. A duplicate copy of this sheet is attached.

Respectfully submitted,

KEIL & WEINKAUF

Herbert B. Keil

Herbert B. Keil

Reg. No. 18,967

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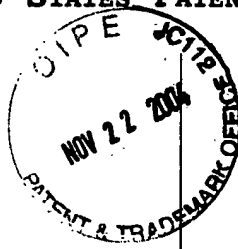
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Honorable Commissioner

for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

SUBMISSION PURSUANT TO 37 C.F.R. §1.312

Sir:

In light of the Notice of Allowance of November 03, 2004, applicants respectfully request that the following Amendment under 37 C.F.R. §1.312 be entered before issuance:

AMENDMENT UNDER 37 C.F.R. §1.312

IN THE CLAIMS:

Amend Claims 8 and 17 as indicated in the Listing of Claims set forth in Appendix I attached to this paper.